

HK Ref. 099708.00074

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: James K. MIDDLEBROOK et al.

Application No.: 10/698,192  
Filed: October 31, 2003  
For: SUPERCHARGERGroup No.: 3748  
Examiner: Trieu, Thai-BaRECEIVED  
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MAY 09 2006Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

## AMENDMENT AND FEE TRANSMITTAL

Transmitted herewith is an Amendment for this application.

 Additional papers enclosed:8-page Amendment After Final Rejection and Return Postcard Applicant claims small entity status pursuant to 37 C.F.R. § 1.27.

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136 apply.

 Applicant petitions for an extension of time under 37 C.F.R. § 1.136 (fees: 37 C.F.R. § 1.17(a)(1)-(5)) for the total number of months checked below:

Extension (months)		Fee for Other Than Small Entity		Fee for Small Entity
<input type="checkbox"/> one month	1.17(a)(1)	\$ 120.00	1251	\$ 60.00 2251
<input type="checkbox"/> two months	1.17(a)(2)	\$ 450.00	1252	\$ 225.00 2252
<input checked="" type="checkbox"/> three months	1.17(a)(3)	\$ 1,020.00	1253	\$ 510.00 2253
<input type="checkbox"/> four months	1.17(a)(4)	\$ 1,590.00	1254	\$ 795.00 2254
<input type="checkbox"/> five months	1.17(a)(5)	\$ 2,160.00	1255	\$ 1,080.00 2255

If an additional extension of time is required, please consider this a petition therefor.

## CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10

I hereby certify that, on the date shown below, this paper (along with any referred to as being attached or enclosed) is being:

## MAILING

deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450  
37 C.F.R. § 1.8(a)  
with sufficient postage as first class mail. 37 C.F.R. § 1.10  
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## TRANSMISSION

 transmitted by facsimile to the Patent and Trademark Office.Cheryl A. Boberg

Signature

Cheryl A. Boberg

(type or print name of person certifying)

Date: May 9, 2006

10698192

502481

510.00 DA  
05/10/2006 HGT/EMR1 00000037 502481  
01 FC:2253

HK Ref. 099708.00074

An extension for \_\_\_\_\_ months has already been secured and the fee paid therefor of \$\_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$ 510.00.

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that Applicant has inadvertently overlooked the need for a petition for extension of time.

The fee for claims (37 C.F.R. § 1.16(b)-(d)) has been calculated as shown below:

CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	OTHER THAN SMALL ENTITY		SMALL ENTITY	
			RATE	Fee	RATE	Fee
Total 6 minus	13 = 0		x \$50 =	\$ 0.00	x \$25 =	\$ 0.00
Indep. 1 minus	4 = 0		x \$200 =	\$ 0.00	x \$100 =	\$ 0.00
<input type="checkbox"/> First presentation of Multiple Dependent Claim			+ \$360 =		+ \$180 =	
				TOTAL \$0.00	TOTAL	\$0.00

No additional fee for claims is required

Total additional fee for claims required is \$\_\_\_\_\_.

Attached is a  check  money order in the amount of \$\_\_\_\_\_.

Authorization is hereby made to charge the amount of \$ 510.00 to Deposit Account No. **502481**.

Charge any additional fees required by this paper or credit any overpayment to Deposit Account No. **502481**. A duplicate of this paper is attached.

Dated: May 9, 2006

Reg. No. 26,300

Telephone No. (213) 896-2400

Facsimile No. (213) 896-2450

E-mail: PTdocketing@hklaw.com

Customer No. 34261

SIGNATURE OF PRACTITIONER

Richard E. Lyon, Jr.

(type or print name of practitioner)

HOLLAND &amp; KNIGHT LLP

633 West Fifth Street, 21st Floor

Los Angeles, California 90071-2040

DEC2004

# 3766825\_v1

# Holland+Knight

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Alexandria	Virginia	Customer Service →	(703) 508-1202	
CITY	STATE / COUNTRY			(TELEPHONE NUMBER)
<b>FROM:</b>		11		
RICHARD E. LYON, JR.		(213) 896-2510		
NAME	TELEPHONE	TOTAL PAGES (Including Cover Sheet)		
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DATE: May 9, 2006		URGENCY: <input type="checkbox"/> SUPER RUSH <input type="checkbox"/> RUSH <input checked="" type="checkbox"/> REGULAR		
FAXED BY:	FILE #: 099708.00074	CLIENT NAME: VORTECH ENGINEERING		
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### MESSAGE:

In re Application of: James K. MIDDLEBROOK et al.

Application No. 10/698,192

Group Art Unit: 3748

Filed: 10/31/2003

Examiner: Thai-Ba Trieu

For: SUPERCHARGER

Attached: 2-page Amendment and Fee Transmittal Form and 8-page Amendment After Final Rejection.

Please send confirmation that this transmission was successfully received in its entirety to the undersigned, Richard E. Lyon, Jr. at (213) 896-2450. Thank you.

### CERTIFICATE OF MAILING UNDER 37 CFR 1.8

I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is being facsimile transmitted to the United States Patent and Trademark Office on

Date: May 9, 2006

Chery A. Boberg  
 Chery A. Boberg

# 3768452.v1

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CENTRAL FAX CENTERApplication Serial No. 10/698,192  
Group Art Unit 3748

MAY 09 2008

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.	:	10/698,192	Confirmation No. 9975
Applicant	:	James K. Middlebrook et al.	
Filed	:	October 31, 2003	
Title	:	SUPERCHARGER	
TC/A.U.	:	3748	
Examiner	:	Trieu, Thai Ba	
Ref. No.	:	099708.00074	
Customer No.	:	34261	

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**COMMISSIONER FOR PATENTS**  
**P.O. Box 1450**  
**Alexandria, Virginia 22313-1450**

## AMENDMENT AFTER FINAL REJECTION

Dear Sir:

In response to the final Office Action of November 10, 2005, please amend the above-identified application as follows:

**CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10**

I hereby certify that, on the date shown below, this paper (along with any referred to as being attached or enclosed) is being:

**MAILING**

deposited with the United States Postal Service in an envelope addressed to the Commissioner of Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450  
 37 C.F.R. § 1.8(a)  
 with sufficient postage as first class mail. 37 C.F.R. § 1.10  
 as "Express Mail Post Office to Addressee" Mailing Label No. \_\_\_\_\_ (mandatory)

**TRANSMISSION**

transmitted by facsimile to the Patent and Trademark Office.

*Cheryl A. Boberg*  
 Signature

**Cheryl A. Boberg**  
 (type or print name of person certifying)